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Atty. Docket 4002-2804

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:)
MCKAY, William F.) Before the Examiner
Serial No. 09/923,117) NOT YET KNOWN
Filed August 6, 2001) Group Art Unit
OSTEOGENIC PASTE COMPOSITIONS AND) NOT YET KNOWN
USES THEREOF)

INFORMATION DISCLOSURE STATEMENT

Honorable Commissioner for Patents
Washington, D.C. 20231

Sir:

Pursuant to the duty of disclosure in accordance with 37 CFR §1.56, Applicant wishes to bring to the attention of the Examiner the patents, publications, and/or other information listed on the attached PTO Form 1449 (modified). Copies of cited items are enclosed in accordance with 37 CFR §1.98.

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b).

This Statement is being submitted more than three (3) months after the filing date of the application but before receipt of the first Office Action. It is believed that no fee is required for consideration of the submitted items. Should any fee be required, however, please charge such fee to Deposit Account No. 23-3030, but not to include any payment of issue fees.

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| I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on |
| <u>June 19 2002</u> |
| (Date of Deposit) |
| James B. Myers, Jr. |
| Name of Registered Representative |
| <u>James B. Myers</u> |
| Signature |
| <u>June 19 2002</u> |
| Date of Signature |

Respectfully submitted,

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| PC335.02:JBM:lg:173044 | ATTY. DOCKET NO. 4002-2804 | SERIAL NO. 09/923,117 |
| INFORMATION DISCLOSURE CITATION Form 1449 (Modified) Use several sheets if necessary Page 1 of 1 | APPLICANT MCKAY | |
| <i>O I P JUN 24 2002 SC 48</i> | FILING DATE August 6, 2001 | GROUP |



U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

| *Examiner Initial | | Document Number | Date | Country | Class | Subclass | Translation | |
|-------------------|---|-----------------|----------|---------|-------|----------|-------------|----|
| | | | | | | | Yes | No |
| | 1 | WO 89 04646 | 06/01/89 | PCT | A61L | 2/28 | X | |
| | 2 | EP 0530804 | 03/10/93 | EP | A61L | 25/00 | X | |
| | 3 | WO 93 16657 | 09/02/93 | PCT | A61F | 2/00 | X | |
| | 4 | WO 96 39203 | 12/12/96 | PCT | A61L | 27/00 | X | |
| | 5 | WO 96 40297 | 12/19/96 | PCT | A61L | 2/08 | X | |
| | 6 | WO 97 40137 | 10/30/97 | PCT | C12N | 5/00 | X | |
| | 7 | WO 98 17330 | 04/30/98 | PCT | A61L | 27/00 | X | |
| | 8 | WO 98 40113 | 09/17/98 | PCT | A61L | 27/00 | X | |
| | 9 | WO 99 38543 | 08/05/99 | PCT | A61L | 27/00 | X | |

OTHER DOCUMENTS (Including Author, Title Date, Pertinent Pages, etc.)

| Examiner | Date Considered |
|---|-----------------|
| *Examiner: initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |